



UNITED STATES DEPARTMENT OF COMMERCE  
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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08/135,046 10/12/93 GARVIN

R

CRANE, D EXAMINER

C2M1/1106

ROBERT L. HARRINGTON  
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ART UNIT

PAPER NUMBER

3201

10

DATE MAILED:

EXAMINER INTERVIEW SUMMARY RECORD

11/06/95

All participants (applicant, applicant's representative, PTO personnel):

(1) R. Harrington (3) \_\_\_\_\_  
(2) D. Crane (4) \_\_\_\_\_

Date of interview Nov. 1, 1995

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description: \_\_\_\_\_

Agreement ☐ was reached with respect to some or all of the claims in question. ☒ was not reached.

Claims discussed: 1 and 6

Identification of prior art discussed: Cullen patents (5,426,910) & (5,345,744) and  
Eggenmuller

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicants argued that  
the claims of the application are directed to different inventions and that the  
131 affidavit is appropriate, thereby, obviating the rejection of the Cullen patents. Exam  
maintained holding that claims of application and Cullen claims are the same  
invention and pointed to sections of MPEP (2306 & 2308.01) for guidelines for this  
situation. Eggenmuller was also discussed with the examiner noting that  
(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be  
attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)  
Eggenmuller may still be applicable against the claims.

☐ 1. It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph below has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW (e.g., items 1-7 on the reverse side of this form). If a response to the last Office action has already been filed, then applicant is given one month from this interview date to provide a statement of the substance of the interview.

☐ 2. Since the examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the substance of the interview unless box 1 above is also checked.

[Signature]  
Examiner's Signature